

Term Contract No. 285D

STATE OF NORTH CAROLINA, DEPARTMENT OF ADMINISTRATION		
DIVISION OF PURCHASE AND CONTRACT		
116 West Jones Street, Raleigh, NC 27603-8002		
Term Contract	285D	Energy Saving Devices
Effective Dates	May 1, 2010 through April 30, 2013	
Bid Number	201000324/201000702	
Administrator	Grant Braley	
Phone	(919) 807-4550	
E-Mail	grant.braley@doa.nc.gov	
Last Updated	March 21, 2012	

1. General Information

This contract intended to cover the State's normal requirements for the following categories of Energy Saving Devices:

- a. **Category I: T8 Retrofit Kit**
- b. **Category II: LED Exit Sign**
- c. **Category III: LED Exit Sign Retrofit Kit**
- d. **Category IV: Occupancy/Vacancy Sensor**
- e. **Category V: Electronic Dimmable Ballast & Controls**

2. Scope of Contract

The scope of this contract is limited to the products as defined herein. This contract is for use by all state agencies, departments, institutions, universities, community colleges, public schools units (except those exempted by statute), and certain non-state agencies.

In accordance with North Carolina General Statutes, certain non-state entities described below, may participate in this contract on a voluntary basis. Any of the non-state entities that choose to participate in this contract must abide by the terms and conditions that are set forth in this contract.

Nonprofit corporations operating charitable hospitals, local nonprofit community sheltered workshops or centers that meet standards established by the Division of Vocational Rehabilitation of the Department of Health and Human Services, private nonprofit agencies licensed or approved by the Department of Health and Human Services as child placing agencies, residential child-care facilities, private nonprofit rural, community, and migrant health centers designated by the Office of Rural Health and Resource Development, private higher education institutions, counties, cities, towns, governmental entities, volunteer fire departments, rescue squads, and other subdivisions of the State and public agencies thereof.

3. Taxes

Prices or Discounts shown herein do not include any North Carolina sales or use taxes.

4. Abnormal Quantities

Any State agency requirement that exceeds **\$75,000.00** must be forwarded to the Division of Purchase and Contract for processing. The Division, at its sole discretion, may process any such requirement in one of the following ways:

- a. Purchase may be authorized at the current level of pricing with the current contract vendor(s.)
- b. Additional discounts from the current level of pricing may be negotiated with the current contract vendor(s.)
- c. A separate Invitation for Bids may be issued for the requirement.

5. Minimum Orders

This contract will be for a minimum order of **\$250.00 and in standard case/package quantities** for any single order. Agencies are authorized to purchase from best available sources on orders less than this minimum order value. This provision shall not be used by an agency to circumvent the intent of the contract. If an agency elects to place an order for less than the minimum order value, and the contractor elects to accept such order, then transportation charges will be prepaid and added to the invoice.

For any orders not in case quantities, the end user may elect to pick-up these items from the local dealer.

6. Placement of Orders

Orders will be placed throughout the contract period on an as-needed basis for the quantity required at the time, and will be issued directly to the respective contractor(s) or their designated suppliers.

Contract changes, if any, over the life of the contract are implemented by contract addenda released by the Contract Administrator to the contractor. If the contractor is accepting orders and/or delivering through other parties, for example a manufacturer accepting orders and delivering through a dealer network or dealers receiving orders through a network of other dealers, then it is the responsibility of the contractor to apprise such parties of all such contract addenda.

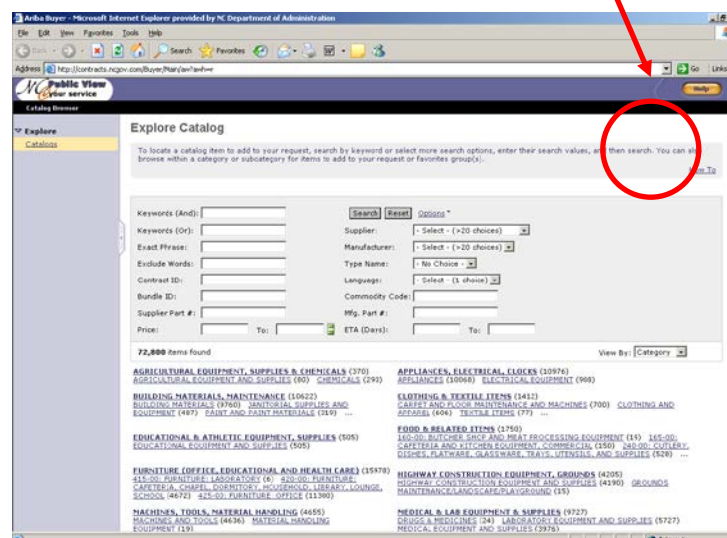
Order Placement Via E-Procurement (Catalog Items)

- Click on the following link: [E-Procurement Users](#)
- When placing an order in the e-procurement system, the very first thing to do is to go to the catalog tab and select options. After you have selected options, select contract ID. In the contract ID space type in the contract ID number, 285D.
- Please make sure the keywords space is blank and the contract ID is typed in the contract ID section.
- After selecting the contract ID and to narrow the search to a particular manufacturer select the manufacturer from the drop down
- When the item to be ordered has been located complete the requisition and issue the purchase order.

Non E-Procurement Users

The E-Procurement Public View will be the only place for Non E-Procurement Users to view the item/pricing information.

- Click on the following link: [E-Procurement Public View](#)
- For online assistance regarding item searching; click on the “How to” underlined link located near the upper-right hand corner.**



7. Delivery

Delivery will be complete within **seventy-two (72) hours** after receipt of purchase order. In the event the delivery is not received within the contract delivery period, the contractor may be held in default in accordance with paragraph 1, DEFAULT AND PERFORMANCE BOND in the North Carolina General Contract Terms and Conditions, and the state may procure the articles or services from other sources and hold the contractor responsible for excess cost occasioned thereby.

Custom made products will be delivered within the timeframe established by the vendor and timeframe will be referenced in the Contractor section.

8. Transportation Charges

All goods shall be delivered **FOB DESTINATION** for all orders equal to, or greater, than the minimum order, when shipped to a single destination to any location within the State of North Carolina. Orders for less than the minimum order will be shipped prepaid, with transportation charges added to the invoice as a separate item. Transportation charges levied by the contractor for orders equal to, or greater than the minimum order, when shipped to a single destination, may be cause for removal of the contractor from the contract. In instances where the contractor makes partial shipments of an order to one destination, which is equal to, or greater than, the minimum order, all shipments of the order shall be sent **FOB DESTINATION** with NO additional transportation charges.

All shipments should be inspected for damage immediately upon receipt.

9. Price Lists and Catalogs

The successful contractor must furnish descriptive literature to any agency within **five (5) business days** after request of the agency. Failure to comply with these requirements may subject the contractor to removal from the contract.

10. Item Pricing Information

If additional Energy Saving Devices become available during the term of the contract, these products will be available at the same discount structure for each category.

When requested by the State, the vendor will be required to offer on-site assistance to any place in NC when the projected purchase exceeds \$2,500.00 within five (5) business days of notification.

Category I: T8 Retrofit Kits

Vendor	Manufacturer	Discount	Catalog
Shepherd Electric Supply Co. Inc.	Crescent	76%	2010 Crescent Troffer Retrofit

Category II: LED Exit Sign

Vendor	Manufacturer	Discount	Catalog/Item
EDI	Juno	47.62%	NXPB3RWH
Shepherd Electric Supply Co. Inc.	Juno	30%	2010 Navilite Agent Price List

Category III: LED Exit Sign Retrofit Kit

Vendor	Manufacturer	Discount	Catalog
Shepherd Electric Supply Co. Inc.	Watt-Man	40%	2010 Watt-Man LED Light

Category IV: Occupancy/Vacancy Sensors

Vendor	Manufacturer	Discount	Catalog
Shepherd Electric Supply Co. Inc.	Lutron	40%	2010 US Pro Price List

Category V: Electronic Dimmable Ballasts & Sensors

Vendor	Manufacturer	Discount	Catalog
EDI	Advance	21.11%-41.51%	Service-Stocking Distributor Cost Sheet 162D
Shepherd Electric Supply Co. Inc.	Lutron	40%	2010 US Pro Price List

11. Contractors

All known minority, women and disabled owned businesses, as well as disabled business enterprises and nonprofit work centers for the blind and severely disabled, including dealers, will be identified with "Minority owned" "Woman owned", "Disabled Owned", "DBE" or "BSD" as appropriate after the vendor number. This is being done in an effort to recognize these businesses and to encourage and promote their use to the greatest extent permitted by law.

When more than one supplier is listed for a particular item, selection should be made, whenever possible, from any of the groups identified above, consistent with agency needs and price considerations.

Contractor Name	Contact Information
EDI	Bill Lawler 1515 South Clarkson Street Charlotte NC 28235 Phone: (704) 372-3040 Fax: (704) 377-6975 blawler@edi-nc.com
Shepherd Electric Supply Co. Inc.	Joey Powell 1111 Person Street Durham NC 27703 Toll Free: (800) 280-0253 Phone: (919) 596-1396 Fax: (919) 596-5520 joey.powell@stateelectric.com

12. Service Representatives/Ordering Contacts

Each vendor on contract has listed representatives that will provide service for their product. Please refer to these individuals for all service needs. Please remember to refer to the correct vendor's representative.

Each vendor has listed contacts for ordering items. Please contact the individual closest to your location for placing an order.

The asterisk “ * ” denotes the ordering contact.

EDI

*Name:	Bill Lawler	Phone:	(704) 372-3040
Address:	1515 South Clarkson Street	Fax:	(704) 377-6975
City, State, Zip:	Charlotte NC 28235	Email:	blawler@edi-nc.com

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Shepherd Electric Supply Co Inc.

*Name:	Joey Powell	Toll Free:	(800) 280-0253
Address:	1111 Person Street	Phone:	(919) 596-1396
City, State, Zip:	Durham NC 27703	Fax:	(919) 596-5520
		Email:	joey.powell@stateelectric.com

Address:	8065 Chapel Hill Road	Toll Free:	(800) 280-3467
City, State, Zip:	Cary NC 27513	Phone:	(919) 467-4802

Address:	801 South George Street	Toll Free:	(800) 661-3210
City, State, Zip:	Goldsboro NC 27530	Phone:	(919) 735-1701

Address:	1953 Martin Luther King Jr. Boulevard	Toll Free:	(800) 280-6260
City, State, Zip:	Kinston NC 28501	Phone:	(252) 523-7685

Address:	3925 Tarheel Drive	Toll Free:	(866) 743-7473
City, State, Zip:	Raleigh NC 27609	Phone:	(919) 821-5320

Address:	815 Julian R. Alsbrook Highway	Toll Free:	(800) 280-3999
City, State, Zip:	Roanoke Rapids NC 27870	Phone:	(252) 535-3171

Additional Shepherd Electric Supply Co Inc. Locations Offered Through Ligon Electric Supply Company

Address:	1100 Concord Parkway North	Toll Free:	(800) 397-0663
City, State, Zip:	Concord NC 28027	Phone:	(704) 788-3300

Address:	2709 Patterson Street	Toll Free:	(800) 852-6681
City, State, Zip:	Greensboro NC 27407	Phone:	(336) 855-8200

Address:	989 West Pine Street, NC 89	Toll Free:	(800) 522-9816
City, State, Zip:	Mt. Airy NC 27030	Phone:	(336) 786-9816

Address:	1991 Statesville Road	Phone:	(336) 667-7420
City, State, Zip:	North Wilkesboro NC 28659		

Address:	1415 South Main Street	Toll Free:	(800) 397-0848
City, State, Zip:	Salisbury NC 28144	Phone:	(704) 633-9131

Address:	130 Houston Road	Toll Free:	(800) 799-4252
City, State, Zip:	Troutman NC 28166	Phone:	(704) 528-8081

Address:	1221 National Drive	Toll Free:	(800) 223-9656
City, State, Zip:	Winston-Salem NC 27103	Phone:	(336) 723-9656
		Fax:	(336) 777-0588

13. Warranty

Bidder guarantees items offered to be free from any and all defects in material, packaging and workmanship and agrees to replace defective items promptly at no charge to the State, for a **period of three (3) years from date of acceptance**. The warranty in this contract is with the vendor and not the manufacturer. All products being replaced under warranty must be replaced at no cost to the State including shipping, **within seven (7) business days**.

14. Substitutions

Substitutions are not permitted without prior approval of the Division of Purchase and Contract. Failure of the contractor to comply with this requirement may result in the removal of the contractor from the contract.

15. Vendor Complaint Form:

The Vendor Complaint Form can be found by clicking: [Vendor Complaint Form](#).

16. Contract Addenda

Addendum	Effective Date	Description
1	July 7, 2010	Additional Categories & Vendors Added
2	February 3, 2011	Contract Extension Approved
3	July 19, 2011	Shepherd Electric Administrator Change
4	March 15, 2012	EDI Administrator Change
5	March 21, 2012	Contract Extension Approved